

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Andhra Pradesh State Judicial Service – Senior Civil Judges – Sri B.Babu Rao, formerly Principal Senior Civil Judge, Rajampet, Kadapa District, now Senior Civil Judge, Chirala, Prakasam District, - penalty of compulsory retirement from service against the Officer – imposed Orders – Issued.

LAW ((LA & J, HOME. COURTS.C) DEPARTMENT

G.O.Ms.No. 13

**Dated:27-01-2011,
Read:**

From the Registrar (Vigilance), High Court of Andhra Pradesh,
Hyderabad,D.O.LR.NO.1238/2008–Vigilance Cell, Dated:30-11-2010.

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ORDER:

Whereas, in the letter read above, the Registrar (Vigilance), High Court of Andhra Pradesh, High Court has stated that the High Court considered the suo-motu report of the District Judge, Kadapa together with the preliminary enquiry report of the II Additional District Judge, Kadapa at Proddutur and further report of the District Judge, Kadapa, reporting about the irregularities in registering certain LAOPs by the office of the Principal Senior Civil Judge, Rajampet and about the suspicious attitude of Sri B.Babu Rao, formerly Principal Senior Civil Judge, Rajampet, Kadapa District, now Senior Civil Judge, Chirala, Prakasam district, initiated disciplinary proceedings against the officer. The following six articles of charges were framed and communicated to the officer, calling for his written statement;

Article of Charge No.1:

Sri B.Babu Rao, Senior Civil Judge, Bapatla, Guntur district, while working as Senior Civil Judge, Rajampet, Kadapa district, issued an office order on 10-04-2008, wherein, you have kept in-charge, Sri S.V.Raghava Reddy, L.A.O.P. Clerk, for checking and registering the references as L.A.O.Ps., which are referred by R.D.O., though the said work has to be done by the Superintendent of the Senior Civil Judge's Court, Rajampet, with an ill-motive and in collusion with Sri S.V.Raghava Reddy, who in turn without taking any objections on the cases referred in the name of R.D.O. and filed by Assistant Government pleader of the court, straightaway registered the references without verifying whether the references were actually referred by R.D.O. or not and you did this for extraneous reasons, which act of yours if proved or established would amount to grave misconduct, unbecoming of a judicial officer within the meaning of Rule 3 of A.P.C.S. (Conduct) Rules 1964.

Article of Charge No.2:

Sri B. Babu Rao, Senior Civil Judge, Bapatla, Guntur district, while working as Senior Civil Judge, Rajampet, Kadapa district, used to direct the L.A.O.P. clerk Sri S.V.Raghava Reddy to register the references made in the name of R.D.Os and filed by Assistant Government Pleaders, though the references are old and some of the documents in those references are said to be fabricated, in connivance with the said Raghava Reddy and got registered several references, referred by concerned R.D.O., without verifying whether the references were actually referred by R.D.O. or not, as L.A.O.P.NOs.54 to 91/08, during the period you worked as Senior Civil Judge, Rajampet, for extraneous consideration, which act of yours if proved or established would amount to grave misconduct, unbecoming of a judicial officer within the meaning of Rule 3 of A.P.C.S. (Conduct) Rules 1964.

Article of Charge No.3:

Sri B.Babu Rao, Senior Civil Judge, Bapatla, Guntur district, while working as Senior Civil Judge, Rajampet, Kadapa district, (a) Ordered for registering the references as L.A.O.Ps.59 to 61 of 2008 on 16-04-2008, i.e., after Sri S.V. Ranghava Reddy was kept in-charge by you for checking and numbering of references under L.A. Act, referred in the name of R.D.O. and filed by concerned A.G.P, wherein, the awards were passed by the L.A.O. on 18-09-1986: that though it is visible to the naked eye, the long gap between the date of award and the date of

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reference to the civil court i.e., 22 long years and without verifying the truth or otherwise in belated references of said awards, by the concerned L.A.O. and filed by Assistant Government Pleader, you simply ordered, for registering those references as LAOPs.

(b) Ordered for registering the references as L.A.O.Ps. 62 and 63 of 2008 on 16-04-2008, wherein, the awards were passed by the concerned Land Acquisition Officer on 06-02-1985: that though it is visible to the naked eye, the long gap between the date of award and the date of reference to the civil court i.e., 23 long years and without verifying the truth or otherwise in belated references of said awards by the concerned Assistant Government Pleader, instead of L.A.O., you simply ordered for registering of those references as LAOPs. Which acts of yours if proved or established would amount to grave misconduct, judicial dishonesty and unbecoming of a judicial officer within the meaning of Rule 3 of A.P.C.S. (Conduct) Rules 1964.

Article of Charge No.4:

Sri B.Babu Rao, Senior Civil Judge, Bapatla, Guntur district, while working as Senior Civil Judge, Rajampet, Kadapa district, several claim petitions of the claimants have been referred to the civil court in the name of concerned R.D.Os; that as per the procedure in vogue, after registering the references as L.A.O.P, the civil court, usually issue notices to the claimants and also to the Collector, under Section 20 of the Land Acquisition Act, thereafter the concerned Assistant Government Pleader will enter appearance after receipt of notice; but strangely in the following cases L.A.O.P.Nos.60/2008,61/2008, 85/2008,86/2008 and 90/2008, all the references were rooted through the concerned Assistant Government Pleader, to the court of Senior Civil Judge, Rajampet, you ordered for registering of those references without verifying whether the references were actually referred by R.D.O. of not, in connivance with Sri S.V.Raghava Reddy, Clerk, for extraneous consideration, which act of yours if proved or established would amount to grave misconduct, judicial dishonesty and unbecoming of a judicial officer within the meaning of Rule 3 of A.P.C.S. (Conduct) Rules 1964.

Article of Charge No.5:

Sri B.Babu Rao, Senior Civil Judge, Bapatla, Guntur district, while working as Senior Civil Judge, Rajampet, Kadapa district, in all most all references registered on and after 10-04-2008 (shown in Annexure-A), in the court of Senior Civil Judge, Rajampet, prima facie, gives suspicion, as some of the awards were passed nearly two decades ago, which warrants the checking official and the Presiding Officer to scrutinize the record/reference, more carefully, before registering the references as L.A.O.Ps, but negligently in a routine manner, you ordered for registration of references as L.A.O.Ps., which were placed before you, without applying your mind, which acts of yours if proved or established would amount to negligence/grave misconduct, judicial dishonesty and unbecoming of a judicial officer within the meaning of Rule 3 of A.P.C.S.(Conduct) Rules 1964.

Article of Charge No.6:

Sri B.Babu Rao, Senior Civil Judge, Bapatla, Guntur district, while working as Senior Civil Judge, Rajampet, Kadapa district, the references under Section 18 of Land Acquisition Act, which were referred in the year 2008 to the court of Senior Civil Judge, Rajampet (shown in Annexure-A), were registered immediately, on the day of filling itself, without raising any objections with regard to delay in referring the matters by the concerned Revenue Divisional Officers and without verifying whether the references were actually referred by R.D.O. or not, and while so, you ignored the normal procedure, in collusion with the Sri S.V. Raghava Reddy and registered the references in the year 2008, with an ill motive and for extraneous consideration, which acts of yours if proved or established would amount to grave misconduct, judicial dishonesty and unbecoming of a judicial officer within the meaning of Rule 3 of A.P.C.S. (Conduct) Rules 1964;

2. And whereas, the Charged Officer submitted his written defence statement and on considering the same, a regular enquiry was ordered.

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3. And whereas, the District Judge (Enquiries) after observing the due formalities during the enquiry, has held that the charges 1 -6 are held proved against the Charged Officer;
4. And whereas, the Registrar (Vigilance), High Court of Andhra Pradesh, Hyderabad has also stated that the High Court after considering the entire record of enquiry, the written submissions of the charged officer and contentions raised by him, rejected his plea and accepted the findings of the enquiry officer and held that the six articles of charges framed against the officer are proved;
5. And whereas, the High Court resolved to recommend to His Excellency Governor to impose major penalty of **"compulsory retirement" from service upon Sri B.Babu Rao, the charged officer,** for the reasons recorded;
6. Now, therefore, after careful examination of the matter and the contentions of the charged officer and the reasons for rejection and considering the recommendation of the High Court of Andhra Pradesh and in exercise of the powers conferred under clause (viii) of rule 9 of the Andhra Pradesh Civil Services (classification, control and Appeal) Rules, 1991, the Government hereby impose the penalty of **"Compulsory retirement" from service against Sri B.Babu Rao, formerly Principal Senior Civil Judge, Rajampet, Kadapa District, now Senior Civil Judge, Chirala, Prakasam District, with immediate effect.**
7. Accordingly, the following notification will be published in an Extraordinary Issue of the Andhra Pradesh Gazette.

NOTIFICATION

In exercise of the powers conferred by clause (viii) of rule 9 of the Andhra Pradesh Civil Services (classification, control and Appeal) Rules, 1991, the Governor of Andhra Pradesh, on the recommendation of the High Court of Andhra Pradesh, hereby imposes the penalty of Compulsory retirement from Service against **Sri B.Babu Rao,** formerly Principal Senior Civil Judge, Rajampet, Kadapa District, now Senior Civil Judge, Chirala, Prakasam District with immediate effect.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

**A.SHANKAR NARAYANA
SECRETARY TO GOVERNMENT
LEGISLATIVE AFFAIRS & JUSTICE**

To

The Registrar (Vigilance) High Court of Andhra Pradesh, Hyderabad.

The individual through the Registrar (Vigilance), High Court
of Andhra Pradesh, Hyderabad.

The Commissioner Printing, Stationary and Stores Purchase

(Publication Wing) 2 copies for publication in the Andhra Pradesh Gazette.

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.

The Accountant General of Andhra Pradesh, Hyderabad.

The Director of Treasuries and Accounts, Hyderabad.

The District Treasury Officer, Prakasam District.

The P.S to Governor.

Copy to:

The P.S.to Principal Secretary to Chief Minister.

The P.S.to Minister (Law & Courts).

The P.S to Secretary (LA & J) Department.

The P.S to Law (E) Department.

SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER

